OFFICE OF THE CLERK

UNITED STATES COURT OF APPEALS

Marcia M. Waldron Clerk FOR THE THIRD CIRCUIT
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November 22, 2006

Mr. Robert V. Barth Jr., Clerk United States District Court for the Western District of PA 17 South Park Row Room B-160 Erie, PA 16501

RE: Docket No. 06-1275 USA vs. Gavin No. 05-cr-00004-2E

Dear Mr. Barth:

Enclosed is a certified copy of the judgment together with copy of the opinion in the above-entitled case(s). The certified judgment is issued in lieu of a formal mandate and is to be treated in all respects as a mandate.

Kindly acknowledge receipt for same on the enclosed copy of this letter.

Counsel are advised of the issuance of the mandate by copy of this letter. A copy of the certified judgment is also enclosed showing costs taxed, if any.

Very truly yours, MARCIA M. WALDRON

Clerk

By: Phyllis Ruffin

Case Manager

Enclosure

CC:

Daniel J. Brabender Jr., Esq. Robert L. Eberhardt, Esq. Rebecca R. Haywood, Esq.